

00050.093400 (J-3329)



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

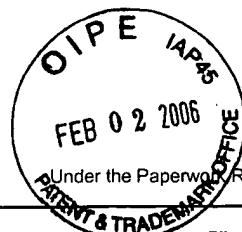
In re Application of: )  
Brian C. DAIS et al. ) : Examiner: James N. Smalley  
Application No.: 10/685,734 ) : Group Art Unit: 3727  
Filed: October 15, 2003 ) :  
For: CONTAINER WITH )  
SELECTIVELY VENTED LID ) : February 2, 2006

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action mailed November 2, 2005, Applicants submit the following amendments and remarks.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

Tfw

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818)

## FEE TRANSMITTAL For FY 2005

Applicant claims small entity status. See 37 C.F.R. 1.27

<b>TOTAL AMOUNT OF PAYMENT</b>	(\$ 0.00)
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<b>Complete if Known</b>	
Application Number	10/685,734
Filing Date	October 15, 2003
First Named Inventor	BRIAN C. DAIS ET AL.
Examiner Name	James N. Smalley
Art Unit	3727
Attorney Docket No.	00050.093400 (J-3329)

**METHOD OF PAYMENT** (check all that apply)

Check     Credit Card     Money Order     None     Other (please identify):  
 Deposit Account    Deposit Account Number: 06-1205    Deposit Account Name: Fitzpatrick, Cella, Harper & Scinto

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

<input type="checkbox"/>	Charge fee(s) indicated below	<input type="checkbox"/>	Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/>	Charge any additional fee(s) or underpayments of fee(s) under 37 C.F.R. 1.16 and 1.17	<input checked="" type="checkbox"/>	Credit any overpayments

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

<u>Application Type</u>	<u>FILING FEES</u>		<u>SEARCH FEES</u>		<u>EXAMINATION FEES</u>	
	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>
Utility	300	150	500	250	200	100
Design	200	100	100	50	130	65
Plant	200	100	300	150	160	80
Reissue	300	150	500	250	600	300

**2. EXCESS CLAIM FEES**Fee Description

Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent

<u>Fee(\$)</u>	<u>Fee(\$)</u>
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Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent

200	100
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Multiple dependent claims

360	180
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Total ClaimsExtra ClaimsFee (\$)Fee Paid (\$)Multiple Dependent Claims

$$31 - 20 \text{ or HP} = 0 \times 0 = 0$$

<u>Fee(\$)</u>	<u>Fee Paid (\$)</u>
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HP = highest number of total claims paid for, if greater than 20

0	0
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Indep. ClaimsExtra ClaimsFee(\$)Fee Paid (\$)

$$4 - 3 \text{ or HP} = 0 \times 0 = 0$$

HP = highest number of independent claims paid for, if greater than 3

0	0
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**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
_____	- 100 = _____	/ 50 = _____ (round up to a whole number) x _____	= _____	= _____

**4. OTHER FEE(S)**

Non-English Specification,    \$130 fee (no small entity discount)

<u>Fees Paid (\$)</u>
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Other: \_\_\_\_\_

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**SUBMITTED BY**

<u>Signature</u>	<u>Registration No.</u> (Attorney/Agent) 55,112	<u>Telephone</u> 202-530-1010
Name (Print/Type)	Michael J. Didas	Date: February 2, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

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